



BILLING CODE 6717-01-P

DEPARTMENT OF ENERGY
FEDERAL ENERGY REGULATORY COMMISSION

BMB Enterprises, Inc.

Project No. 6764-036

NOTICE OF APPLICATION ACCEPTED FOR FILING, SOLICITING MOTIONS
TO INTERVENE AND PROTESTS, READY FOR ENVIRONMENTAL ANALYSIS,
AND SOLICITING COMMENTS, RECOMMENDATIONS, TERMS AND
CONDITIONS, AND FISHWAY PRESCRIPTIONS

Take notice that the following hydroelectric application has been filed with the Commission and is available for public inspection:

- a. Application Type: Amendment of license
- b. Project No.: 6764-036
- c. Date Filed: December 5, 2011, and supplemented on April 30, 2012
- d. Applicant: BMB Enterprises, Inc.
- e. Name of Project: Sixmile Creek Hydroelectric Project
- f. Location: When constructed, the project will be located on the Sixmile Creek in Sanpete County, Utah.
- g. Filed Pursuant to: Federal Power Act, 16 USC §§ 791a - 825r
- h. Applicant Contact: Brad F. Hutchings, BMB Enterprises, Inc., 282 North 1350 East, Bountiful, Utah 84010; telephone (801) 298-7383.
- i. FERC Contact: Linda Stewart, telephone: (202) 502-6680, and e-mail address: linda.stewart@ferc.gov.
- j. Deadline for filing motions to intervene and protests, comments, recommendations, terms and conditions, and fishway prescriptions is 60 days from the issuance of this notice; reply comments are due 105 days from the issuance date of this notice.

All documents may be filed electronically via the Internet. See 18 CFR 385.2001(a)(1)(iii) and the instructions on the Commission's website at <http://www.ferc.gov/docs-filing/efiling.asp>. Commenters can submit brief comments up to 6,000 characters, without prior registration, using the eComment system at <http://www.ferc.gov/docs-filing/ecomment.asp>. You must include your name and contact information at the end of your comments. For assistance, please contact FERC Online Support at FERCOnlineSupport@ferc.gov or toll free at 1-866-208-3676, or for TTY, (202) 502-8659. Although the Commission strongly encourages electronic filing, documents may also be paper-filed. To paper-file, mail an original and seven copies to: Kimberly D. Bose, Secretary, Federal Energy Regulatory Commission, 888 First Street, NE, Washington, DC 20426. Please include the project number (P-6764-036) on any comments, motions, or recommendations filed.

The Commission's Rules of Practice and Procedure require all intervenors filing documents with the Commission to serve a copy of that document on each person whose name appears on the official service list for the project. Further, if an intervenor files comments or documents with the Commission relating to the merits of an issue that may affect the responsibilities of a particular resource agency, they must also serve a copy of the document on that resource agency.

k. Description of Request: BMB Enterprises, Inc. (licensee) proposes to modify various project facilities as authorized in the October 16, 1987 Order Issuing License (Minor Project). Instead of constructing a new powerhouse containing two 325-kilowatt (kW) turbine generating units for a total installed capacity of 650 kW, the licensee proposes to construct a new powerhouse containing two 350-kW and two 330-kW turbine generating units for a total installed capacity of 1,360 kW. The hydraulic capacity of the project would increase from 20 to 40 cubic feet per second. The licensee also proposes to: modify the diversion structure and install screens; increase the penstock size from 24 to 30 inches in diameter; and change the transmission line route. Additionally, the licensee proposes to modify the instream minimum flow requirements pursuant to Article 103.¹

l. Locations of the Application: A copy of the application is available for inspection and reproduction at the Commission's Public Reference Room, located at 888 First Street, NE, Room 2A, Washington, DC 20426, or by calling (202) 502-8371. This filing may also be viewed on the Commission's website at <http://www.ferc.gov> using the "eLibrary" link. Enter the docket number excluding the last three digits in the docket number field to access the document. You may also register online at <http://www.ferc.gov/docs-filing/esubscription.asp> to be notified via email of new filings and issuances related to this

¹ The minimum flow requirement as specified in Article 103 is a section 4(e) license condition stipulated by the U.S. Forest Service.

or other pending projects. For assistance, call 1-866-208-3676 or e-mail FERCOnlineSupport@ferc.gov, for TTY, call (202) 502-8659. A copy is also available for inspection and reproduction at the address in item (h) above.

m. Individuals desiring to be included on the Commission's mailing list should so indicate by writing to the Secretary of the Commission.

n. Comments, Protests, or Motions to Intervene: Anyone may submit comments, a protest, or a motion to intervene in accordance with the requirements of Rules of Practice and Procedure, 18 CFR 385.210, .211, .214. In determining the appropriate action to take, the Commission will consider all protests or other comments filed, but only those who file a motion to intervene in accordance with the Commission's Rules may become a party to the proceeding. Any comments, protests, or motions to intervene must be received on or before the specified comment date for the particular application.

o. Filing and Service of Responsive Documents: All filings must (1) bear in all capital letters the title "PROTEST", "MOTION TO INTERVENE", "COMMENTS," "REPLY COMMENTS," "RECOMMENDATIONS," "TERMS AND CONDITIONS," or "FISHWAY PRESCRIPTIONS;" (2) set forth in the heading the name of the applicant and the project number of the application to which the filing responds; (3) furnish the name, address, and telephone number of the person protesting or intervening; and (4) otherwise comply with the requirements of 18 CFR 385.2001 through 385.2005. All comments, recommendations, terms and conditions or prescriptions must set forth their evidentiary basis and otherwise comply with the requirements of 18 CFR 4.34(b). All comments, recommendations, terms and conditions or prescriptions should relate to project works which are the subject of the license amendment. Agencies may obtain copies of the application directly from the applicant. A copy of any protest or motion to intervene must be served upon each representative of the applicant specified in the particular application. If an intervener files comments or documents with the Commission relating to the merits of an issue that may affect the responsibilities of a particular resource agency, they must also serve a copy of the document on that resource agency. A copy of all other filings in reference to this application must be accompanied by proof of service on all persons listed in the service list prepared by the Commission in this proceeding, in accordance with 18 CFR 4.34(b) and 385.2010.

Dated: May 9, 2012

Kimberly D. Bose,
Secretary.

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